

05-5224 DAVIS V. WASHINGTON

DECISION BELOW: 111 P.3d 844 (Wash. 2005)

LOWER COURT CASE NUMBER: 73893-9

QUESTION PRESENTED

Whether an alleged victim's statements to a 911 operator naming her assailant - admitted as "excited utterances" under a jurisdiction's hearsay law - constitute "testimonial" statements subject to the Confrontation Clause restrictions enunciated in *Crawford v. Washington*, 541 U.S. 36 (2004).

Cert. Granted 10/31/05

To be argued in tandem with 05-5705